

**IN THE UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF NEW YORK**

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MATHEW J. HART, on behalf of plaintiff and :  
the class defined herein, :  
Plaintiff, : 6:13-cv-6076-CJS-JWF  
vs. :  
FCI LENDER SERVICES, INC. :  
Defendant. :  
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**STIPULATION OF DISMISSAL**

Pursuant to Rule 41(a)(1)(ii) of the Federal Rules of Civil Procedure, Plaintiff Mathew J. Hart and Defendant FCI Lender Services, Inc., hereby stipulate to dismissal of Plaintiff's individual claims in this action with prejudice and dismissal of the putative class claims without prejudice, with each party to bear their own costs and fees.

DATED: November 29, 2016.

Respectfully submitted,

s/Tiffany N. Hardy  
Tiffany N. Hardy

*One of the attorneys for plaintiff*

Tiffany N. Hardy  
EDELMAN COMBS LATTURNER  
& GOODWIN, LLC  
20 S. Clark St., Suite 1500  
Chicago, IL 60603  
(312) 739-4200  
FAX: (312) 419-0379

s/ Laura L. Richardson  
Laura L. Richardson

*One of the attorneys for defendant  
FCI Lender Services, Inc.*

Laura L. Richardson  
Alison A. Hummell  
Lane Powell PC  
601 SW Second Avenue, Suite 2100  
Portland, OR 97204-3158  
(503) 778-2100  
FAX: (503) 778-2200

Mark F. Viencek  
Law Office of Mark F. Viencek  
290 Linden Oaks, First Floor  
Rochester, New York 14625  
(585) 419-8075  
FAX: (866) 818-9500

**CERTIFICATE OF SERVICE**

I, Tiffany N. Hardy, hereby certify that on November 29, 2016, a true and accurate copy of the foregoing document was filed via the Court's CM/ECF system, which sent notification of such filing to the following parties:

Laura L. Richardson  
[RichardsonLL@LanePowell.com](mailto:RichardsonLL@LanePowell.com)

Alison A. Hummell  
[HummellA@LanePowell.com](mailto:HummellA@LanePowell.com)

Lane Powell PC  
601 SW Second Avenue, Suite 2100  
Portland, OR 97204-3158

s/Tiffany N. Hardy  
Tiffany N. Hardy

Tiffany N. Hardy  
EDELMAN COMBS LATTURNER  
& GOODWIN, LLC  
20 S. Clark St., Suite 1500  
Chicago, IL 60603